

**UNOFFICIAL MINUTES**  
**DONIPHAN COUNTY COURTHOUSE, TROY, KANSAS, JUNE 27, 2022**

The Board of County Commissioners met in regular session in the office of the Doniphan County Commission, Troy, Kansas, at 8:30 A.M. with Second District County Commissioner Wayne Grable, Chairman, calling the meeting to order. First District County Commissioner Timothy D. Collins, Third District County Commissioner Bobby Hall and County Clerk Peggy Franken present. County Attorney Charles D. Baskins was present for a portion of the meeting.

The Kansas Chief Reporter Melanie Davis and Bryan Ptomey observed the entire meeting. Jay Cluck, CB Lackey, Economic Development Director Leah B. Johnson, Road Office Manager Lindsay Norris and Second Road District Foreman Sean Price were present for a portion of the meeting.

Commissioner Hall made a motion to approve County Commission meeting agenda as presented. Commissioner Collins seconded the motion. Motion carried 3-0.

Commissioner Collins made a motion to approve County Commission minutes of June 20, 2022 regular meeting as written. Commissioner Hall seconded the motion. Motion carried 3-0.

Commissioner Collins made a motion to approve payroll and warrants for the period of June 30, 2022 as presented. Commissioner Hall seconded the motion. Motion carried 3-0.

Fee report for the period of June 1-15, 2022 was presented to the County Commission for their review on behalf of the Sheriff.

Currently the Jerry K. Dubach Doniphan County Law Enforcement Center houses 8 local inmates.

Due to observance of the 4<sup>th</sup> of July holiday, the Board of County Commissioners will hold their next regular meeting on July 5, 2022 at 8:30 A.M.

Jay Cluck asked the County Commission for road maintenance and rock on 205<sup>th</sup> Road beyond 1425 205<sup>th</sup> Road. Mr. Cluck said he has personally put three loads of rock on the ¾ mile of roadway. Commissioner Grable said he drove the road and knows culvert repair is needed. He will address road maintenance on 205<sup>th</sup> Road and see to it that the road is maintained and rocked.

Economic Development Director Leah B. Johnson notified the Board of County Commissioners Porters Building Centers Elwood, Kansas has sold to Forge+Build, a lumber, hardware and tech-powered equipment rental retailer, effective June 25, 2022.

Leah B. Johnson, Economic Development Director, addressed a recent article in The Kansas Chief newspaper from the Wathena City Council meeting in which the City Council thought she was to appear. Johnson said she had no clue she was on the agenda or to appear at the previous City Council meeting. Mayor John Cluck approached her at the gas station a few weeks prior and in passing said they, the City, would have her at a meeting coming up. She

said she told him that's great just let me know a date and time and what is to be discussed so I have a heads up. She never heard anything further from the City as to setting up a meeting time or items for discussion. Director Johnson will contact the City of Wathena about getting on a future meeting agenda. Commissioner Hall asked Director Johnson to let him know when the meeting is, as he would like to attend with her.

Economic Development Director Leah B. Johnson told the County Commission she is working on an article about the proposed 1% dedicated sales tax for countywide emergency medical services (EMS) that will appear on the August 2, 2022 primary election ballot. She will get EMS Committee approval prior to publishing on the county website, county newspaper and submitting to local radio stations.

County Clerk Peggy Franken informed the County Commission a retired US Flag depository is located inside the south doors on the first floor of the Doniphan County courthouse. The depository is complements of the National Association of Counties and Kansas Association of Counties. Once the bin is full, the American Legion will be contacted for proper disposal of retired flags. The public is encouraged to bring any worn, torn, faded or flags no longer in use to the courthouse for proper disposal.

Clerk Franken said the 1998 Kenworth, 2012 Freightliner and 2005 Pit low bow trailer were paid for and picked up by buyers on June 23 and 24, 2022. Money from the sale of equipment has been deposited into Equipment Reserve fund with the County Treasurer.

Finally, County Clerk Peggy Franken told the County Commission she was approached by representatives of the City of Troy and Fire District No. 5 asking when the County Commission rebuilds the east courthouse parking lot, they reduce the incline and make the grade so emergency vehicles, including fire trucks can access the courthouse building. Clerk Franken said in order to make the grade so the parking lot is accessible, several current parking spots would be lost. The City of Troy has agreed to allow County vehicles to be parked on the street and during inclement weather moved to the Pioneer Center parking lot to allow for snow removal. Discussion followed on relocation of utilities and drainage. Clerk Franken was asked to have a City of Troy representative present at the 8:30 A.M. July 8, 2022 pre-bid contractors meeting.

Road Office Manager Lindsay Norris said she has been unsuccessful in her attempts to contact Iowa Tribe Chairman Tim Rhodd. She will reach out to the tribal office today in regard to an agreement for road maintenance of roadways within 9 miles of tribal land.

May 2022 Road and Bridge expense summary and road improvement fund balances were presented to the Board for their review by Road Office Manager Lindsay Norris.

Commissioner Grable made a motion to execute utility relocate agreement between Doniphan County, Kansas and Centurylink for replacement of bridge T831-1 located on 195<sup>th</sup> Road in Section 15 Township 3 Range 21E. Commissioner Hall seconded the motion. Motion carried 3-0.

Commissioner Hall made a motion to pay Schwab-Eaton, PA engineering and inspection service fees in the amount of \$8,574.34 for replacement of bridge RS160 on 180<sup>th</sup> Road northeast of Severance, Kansas, in Section 23 Township 3 Range 19E. Commissioner Collins seconded the motion. Motion carried 3-0.

Commissioner Collins made a motion to issue final payment in the amount of \$72,716.11 to Reece Construction following replacement of bridge RS160 on 180<sup>th</sup> Road, northeast of Severance, Kansas, in Section 23 Township 3 Range 19E. Commissioner Hall seconded the motion. Motion carried 3-0. Road Office Manager Lindsay Norris will submit bridge replacement documentation to the Kansas Department of Transportation for reimbursement of up to \$200,000.00 through the Kansas Department of Transportation Local Bridge Replacement Program.

Commissioner Grable made a motion to approve cleaning of exhaust system on the 2020 Peterbilt in the amount of \$4,200.00, with mechanic to perform the service at the Second Road District shop. Commissioner Collins seconded the motion. Motion carried 3-0.

Commissioner Grable made a motion to approve invoice to Carter Waters for 25 ton of cold patch in the amount of \$2,596.00. Commissioner Collins seconded the motion. Motion carried 3-0.

Commissioner Grable asked Second Road District Foreman Sean Price to maintain and rock 205<sup>th</sup> Road this week, prior to beginning work on 150<sup>th</sup> Road.

Commissioner Grable also asked Foreman Price to patch pot holes on Monument Road south of Wathena, Kansas.

Road Foreman Sean Price will make sure all work agreements are in place and signed by adjoining landowners, where work is scheduled outside the 80' road right-of-way on private property, for rebuilding of 150<sup>th</sup> Road project.

The Board of County Commissioners were in receipt of household hazardous waste collections of June 14, 2022.

Doniphan County Planning & Zoning will hold a public hearing on July 13, 2022 at 7:30 P.M. to amend zoning from A-1 Agriculture to A-1 Conditional Use to allow pet rescue operation on the property.

At 9:00 A.M. Commissioner Collins made a motion to recess into executive session for the purpose of discussing confidential data related to negotiations with the meeting to be called back to order in the office of the Doniphan County Commission at 9:10 A.M. Commissioner Hall seconded the motion. Motion carried 3-0. County Clerk remained.

At 9:11 A.M. Commissioner Collins made a motion to recess into executive session for the purpose of discussing and protecting the interest of non-elect personnel with the meeting to be called back to order in the office of the Doniphan County Commission at 9:21 A.M. Commissioner Hall seconded the motion. Motion carried 3-0. County Attorney and County Clerk remained.

Commissioner Collins informed the County Commission he is waiting on additional bids for trimming of trees and brush along Elgin Road in Section 36 Township 4 Range 19E in order to clear and open up the roadway.

Commissioner Grable suggested (as a long range road plan) asphaltting 175<sup>th</sup> Road west from Peck Road to Mineral Point Road in order to have an alternate route in the event US Highway 36 is closed or traffic needs to be diverted, including emergency vehicles. Discussion followed on having good accessible roads, such as 150<sup>th</sup> Road, which go through the County. Commissioner Collins said the county's infrastructure, including bridges need to be examined and maintained for emergency vehicles as well.

Commissioner Grable asked County Attorney Charles D. Baskins the procedure for changing road safety signage from one location to another, in particular the intersection of Mineral Point and 180<sup>th</sup> Roads. County Attorney Baskins will determine the procedure for Board consideration. Commissioner Hall suggested when road safety signs are changed placement of warning lights be added to draw motorists' attention.

There being no further business before the Board, Commissioner Collins made a motion to adjourn at 9:37 A.M. Commissioner Hall seconded the motion. Motion carried 3-0.

DATED THIS 27th DAY OF JUNE 2022.

Attest: \_\_\_\_\_  
Peggy Franken, County Clerk

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Wayne Grable, Chairman